



General Assembly

Amendment

February Session, 2014

LCO No. **5396**

SB0007505396HR0

Offered by:

REP. LAVIELLE, 143rd Dist.
REP. CANDELORA, 86th Dist.
REP. SAWYER, 55th Dist.
REP. MINER, 66th Dist.
REP. NOUJAIM, 74th Dist.

To: Subst. Senate Bill No. **75**

File No. 314

Cal. No. 411

"AN ACT INCREASING THE CAP ON THE NEIGHBORHOOD ASSISTANCE ACT TAX CREDIT PROGRAM AND EXTENDING THE PROGRAM TO PASS-THROUGH ENTITIES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (i) of section 12-632 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective July*
5 *1, 2014*):

6 (i) In no event shall the total amount of all tax credits allowed to all
7 business firms pursuant to the provisions of this chapter exceed [five]
8 ten million dollars in any one fiscal year. Three million dollars of the
9 total amount of tax credits allowed shall be granted to business firms
10 eligible for tax credits pursuant to section 12-635, as amended by this
11 act.

12 Sec. 2. Section 12-632 of the general statutes is amended by adding
13 subsection (k) as follows (*Effective July 1, 2015, and applicable to income*
14 *and taxable years commencing on or after January 1, 2015*):

15 (NEW) (k) If any business firm granted a tax credit under this
16 chapter is an S corporation or an entity treated as a partnership for
17 federal income tax purposes, the shareholders or partners of such
18 business firm may claim the credit. If the business firm is a single-
19 member limited liability company that is disregarded as an entity
20 separate from its owner, the limited liability company's owner may
21 claim the credit.

22 Sec. 3. Section 12-633 of the general statutes is repealed and the
23 following is substituted in lieu thereof (*Effective July 1, 2015, and*
24 *applicable to income and taxable years commencing on or after January 1,*
25 *2015*):

26 The Commissioner of Revenue Services shall grant a credit against
27 any tax due under the provisions of chapter 207, 208, 209, 210, 211, [or]
28 212 or 229, other than the liability imposed by section 12-707, in an
29 amount not to exceed sixty per cent of the total cash amount invested
30 during the income or taxable year by the business firm in programs
31 operated or created pursuant to proposals approved pursuant to
32 section 12-632, as amended by this act, provided a tax credit not to
33 exceed one hundred per cent of the total cash amount invested during
34 [the taxable] such year by the business firm may be allowed for
35 investment in certain energy conservation projects as provided in
36 subdivisions (1) and (2) of section 12-635, as amended by this act.

37 Sec. 4. Section 12-634 of the general statutes is repealed and the
38 following is substituted in lieu thereof (*Effective July 1, 2015, and*
39 *applicable to income and taxable years commencing on or after January 1,*
40 *2015*):

41 The Commissioner of Revenue Services shall grant a credit against
42 any tax due under the provisions of chapter 207, 208, 209, 210, 211, [or]

43 212 or 229, other than the liability imposed by section 12-707, in an
44 amount not to exceed sixty per cent of the total cash amount invested
45 during the income or taxable year by the business firm in programs
46 operated or created pursuant to proposals approved pursuant to
47 section 12-632, as amended by this act, for planning, site preparation,
48 construction, renovation or acquisition of facilities for purposes of
49 establishing a child day care facility to be used primarily by the
50 children of such business firm's employees and equipment installed for
51 such facility, including kitchen appliances, to the extent that such
52 equipment or appliances are necessary in the use of such facility for
53 purposes of child day care, provided: (1) Such facility is operated
54 under the authority of a license issued by the Commissioner of Public
55 Health in accordance with sections 19a-77 to 19a-87, inclusive, (2) such
56 facility is operated without profit by such business firm related to any
57 charges imposed for the use of such facility for purposes of child day
58 care, and (3) the amount of tax credit allowed any business firm under
59 the provisions of this section for any income year may not exceed fifty
60 thousand dollars. If two or more business firms share in the cost of
61 establishing such a facility for the children of their employees, each
62 such taxpayer shall be allowed such credit in relation to the respective
63 share, paid or incurred by such taxpayer, of the total expenditures for
64 the facility in such income year. The commissioner shall not grant a
65 credit pursuant to this section to any taxpayer claiming a credit for the
66 same year pursuant to section 12-217x.

67 Sec. 5. Section 12-635 of the general statutes is repealed and the
68 following is substituted in lieu thereof (*Effective July 1, 2015, and*
69 *applicable to income and taxable years commencing on or after January 1,*
70 *2015*):

71 The Commissioner of Revenue Services shall grant a credit against
72 any tax due under the provisions of chapter 207, 208, 209, 210, 211, [or]
73 212 or 229, other than the liability imposed by section 12-707: (1) In an
74 amount not to exceed one hundred per cent of the total cash amount
75 invested during the income or taxable year by the business firm in

76 programs operated or created pursuant to proposals approved
77 pursuant to section 12-632, as amended by this act, for energy
78 conservation projects directed toward properties occupied by persons,
79 at least seventy-five per cent of whom are at an income level not
80 exceeding one hundred fifty per cent of the poverty level for the year
81 next preceding the year during which such tax credit is to be granted;
82 (2) in an amount equal to one hundred per cent of the total cash
83 amount invested during the income or taxable year by the business
84 firm in programs operated or created pursuant to proposals approved
85 pursuant to section 12-632, as amended by this act, for energy
86 conservation projects at properties owned or occupied by charitable
87 corporations, foundations, trusts or other entities as determined under
88 regulations adopted pursuant to this chapter; or (3) in an amount not
89 to exceed sixty per cent of the total cash amount invested during the
90 income or taxable year by the business firm (A) in employment and
91 training programs directed at youths, at least seventy-five per cent of
92 whom are at an income level not exceeding one hundred fifty per cent
93 of the poverty level for the year next preceding the year during which
94 such tax credit is to be granted; (B) in employment and training
95 programs directed at handicapped persons as determined under
96 regulations adopted pursuant to this chapter; (C) in employment and
97 training programs for unemployed workers who are fifty years of age
98 or older; (D) in education and employment training programs for
99 recipients in the temporary family assistance program; or (E) in child
100 care services. Any other program [which] that serves persons at least
101 seventy-five per cent of whom are at an income level not exceeding
102 one hundred fifty per cent of the poverty level for the year next
103 preceding the year during which such tax credit is to be granted and
104 [which] that meets the standards for eligibility under this chapter shall
105 be eligible for a tax credit under this section in an amount equal to
106 sixty per cent of the total cash invested by the business firm in such
107 program.

108 Sec. 6. Section 12-635a of the general statutes is repealed and the
109 following is substituted in lieu thereof (*Effective July 1, 2015, and*

110 *applicable to income and taxable years commencing on or after January 1,*
 111 *2015):*

112 The Commissioner of Revenue Services shall grant a credit against
 113 any tax due under the provisions of chapter 207, 208, 209, 210, 211, [or]
 114 212 or 229, other than the liability imposed by section 12-707, in an
 115 amount not to exceed sixty per cent of the total cash amount invested
 116 during the income or taxable year by the business firm in community-
 117 based alcoholism prevention or treatment programs operated or
 118 created pursuant to proposals approved pursuant to section 12-632, as
 119 amended by this act."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2014</i>	12-632(i)
Sec. 2	<i>July 1, 2015, and applicable to income and taxable years commencing on or after January 1, 2015</i>	12-632
Sec. 3	<i>July 1, 2015, and applicable to income and taxable years commencing on or after January 1, 2015</i>	12-633
Sec. 4	<i>July 1, 2015, and applicable to income and taxable years commencing on or after January 1, 2015</i>	12-634
Sec. 5	<i>July 1, 2015, and applicable to income and taxable years commencing on or after January 1, 2015</i>	12-635
Sec. 6	<i>July 1, 2015, and applicable to income and taxable years commencing on or after January 1, 2015</i>	12-635a